

Attorney Docket # 5367-44



Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Stefan BADER et al.

Serial No.: 10/669,227

Filed: September 24, 2003

For: Radiation-Emitting Semiconductor Element

Examiner: ROSE, Kiesha L.
Group Art: 2822

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 17, 2008

(Date of Deposit)

Alfred W. Froebrich

Name of applicant, assignee or Registered Representative

Signature

March 17, 2008

Date of Signature

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

S I R:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated November 16, 2007 of the Primary Examiner twice or finally rejecting claims 1-7, 9-13 and 15-27.

The items checked below are appropriate:

1. ☒ The time for response to the Office Action of November 16, 2007 expires on March 16, 2008.
2. ☐ A -month extension of time for response to the Office Action dated was filed on . [No additional extensions of time are required.]
- 3a. ☒ Applicants hereby request a one-month extension of the original shortened statutory response period set in the Office Action of November 16, 2007. Payment in the amount of \$120 for the government fee for an extension of time is included with the appeal fee enclosed herewith.

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- 3b. ☐ This is not the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by -month(s) by petition dated . Please extend the time for response by an additional -month(s). With this extension, the deadline for filing the required paper will be . Payment for the additional extension fee of \$ is enclosed.
4. ☒ Check for payment of the appeal fee and extension of time of \$630.00
☒ is enclosed herewith.
☐ No additional fee is required (fee paid in prior appeal).
☐ Charge the fee to Deposit Account No. 03-2412 (one additional copy of this Notice is enclosed herewith).
5. ☒ Charge any additional fees required, for example, for lodging this appeal or for filing the Pre-Appeal Brief Request for Review, not otherwise paid by check, to Deposit Account No. 03-2412.

Respectfully submitted,

COHEN PONTANI LIEBERMAN & PAVANE LLP

By 
Alfred W. Froeblich
Reg. No. 38,887
551 Fifth Avenue, Suite 1210
New York, New York 10176
(212) 687-2770

Dated: March 17, 2008